

TECHNOLOGY CENTER 1700 COVER SHEET

DATE: April 21, 2003

APPL. NO. 09-807,343

TO: Mr. Christopher Lewis

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4238

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FROM: Tim Vanoy

MESSAGE: Proposed Examiner's Amendment.

NUMBER OF PAGES INCLUDING THIS ONE: _____

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Art Unit: 1754

PROPOSED
Examiner's Amendment

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

~~Authorization for this examiner's amendment was given in a telephone interview with Mr. Christopher Lewis, applicants' attorney, on Apr. 21, 2003.~~

The application has been amended as follows:

ok
Claims 3, 8, 12, 14, 15, 21 and 22 have been canceled.

In claim 2 ln. 2, "of adequate stability" has been deleted.

In claim 2 ln. 5, "such as" and "high-area" have been deleted.

In claim 4 lns. 2 and 3, "comprises at least one of: (a) compounds of alkali metals, alkaline earth metals, rare earth metals and transition metals or" has been replaced with --is--.

In claim 4 lns. 3 and 4, "of any two or more thereof; and (b) zeolites, carbons and/or high surface area oxides" has been deleted.

In claim 13 ln. 1, "12" has been replaced with --1--.

In claim 17 ln. 1, "System according to claim 16" has been replaced with --A system--.

Examiner's Statement of Reasons for Allowance

The following is an examiner's statement of reasons for allowance: There is nothing in U. S. Patent 5,746,989 teaching or suggesting that the process disclosed therein should be modified to include the means for intermittently injecting the regenerant described in col. 2 Ins. 46-53 in U. S. Patent 5,406,790 upstream of the NOx absorbent (9) described in col. 4 Ins. 50-63 in U. S. Patent 5,746,989, in a manner that would either meet or render obvious the limitations of the applicants' independent claims.

Any comments considered necessary by the applicants must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Timothy C. Vanoy whose telephone number is 703-308-2540. The examiner can normally be reached on 8 hr. days.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Stanley Silverman, can be reached on 703-308-3837. The fax phone numbers for the organization where this application or proceeding is assigned are 703-872-9310 for regular communications and 703-872-9311 for After Final

communications. *Remarks: This proposed examiner's amendment would resolve minor informalities and confusing/vague limitations from the applicants' claims.*
Respectfully Tim Vanoy